

FAUSTO E. ZAPATA JR. PC FAUSTO E. ZAPATA JR. PC
U S DISTRICT COURT EASTERN DISTRICT STATE OF NEW YORK

CARMEN MAIDANA

index No. 11 CIV
2606 (CBM) (CLP)
Date Filed

PLAINTIFF

- vs -
LA ESQUINA CRIOLLA RESTAURANT, INC. ETAL

DEFENDANT

Office No.
Court Date.

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

HOWARD HERTZFELD being duly sworn, deposes and says; I am over 18 years of age, not a party to this action, and reside in the State of New York. That on the 17TH day of AUGUST, 2011 10:40AM at

C/O LA ESQUINA CRIOLLA RESTAURANT, INC. 94-67 CORONA AVE.
ELMHURST NY 11373

I served the SUMMONS AND AMENDED COMPLAINT, ORDER,
upon MARIO CIVELLI

the DEFENDANT therein named by delivering and leaving a true copy or copies of the aforementioned documents with ABAD BALLINAS, CO-WORKER a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the service as follows.

SEX: MALE COLOR: WHITE HAIR: BLACK
APP.AGE: 49 APP. HT: 5/9 APP. WT: 170
OTHER IDENTIFYING FEATURES

On 08/19/2011 I deposited in the United States mail another true copy of the aforementioned documents properly enclosed and sealed in a post-paid wrapper addressed to the said DEFENDANT at the above address. That being the place of business of the DEFENDANT.

Copy mailed 1st class mail marked personal and confidential not indicating on the outside thereof by return address or otherwise that said notice is from an attorney or concerns an action against the person to be served.

COMMENTS:

That at the time of service, as aforesaid, I asked the person spoken to whether the DEFENDANT was in the military service of the United States Government, or of the State of New York, and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the DEFENDANT is not in the military service, and is not dependent on anyone in the military service of the United States Government or the State of New York, as that term is defined in statutes of the State of New York, or of the Federal Soldiers and Sailors Civilian Relief Act.

Sworn to before me this
19TH day of AUGUST, 2011

BRETT GOLUB
Notary Public, NASSAU COUNTY
01G06129491
Qualified in NASSAU COUNTY
Commission Expires 06/27/2013

HOWARD HERTZFELD 788037
AETNA JUDICIAL SERVICE, INC.
225 BROADWAY, SUITE 1802
NEW YORK, NY, 10007
Reference No: 7-FEZ-156245